REMARKS

Claims 1-8, 10-20 and 22-24 are pending in the current Application. Upon entry of the present Amendment, claims 6-12 and 18-24 will have been canceled without prejudice and without disclaimer of the subject matter, and claims 1 and 13 will have been amended. The pending claims will be claims 1-5 and 13-17. Since independent claim 1 has been amended to include the limitations of cancelled dependent claim 6, and since independent claim 13 has been amended to include the limitations of cancelled dependent claim 18, the amendments to independent claims 1 and 13 do not raise new issues or require a new search. Accordingly, entry of the amendments to independent claims 1 and 13 is proper and respectfully requested. Applicants further submit that all the pending claims are now in condition for allowance.

1. SUMMARY OF THE OFFICE ACTION

In the above-referenced final Official Action, the Examiner has rejected claims 1-6 and 13-18 under 35 U.S.C. §102(b) as being anticipated by WEBER et al. (U.S. Patent No. 5,564,005). In the same final Official Action, the Examiner has also rejected claims 7, 8, 10-12, 19, 20 and 22-24 under 35 U.S.C. §102(b) as being anticipated by WILLIAMS et al. (U.S. Patent No. 5,945,988). Since claims 7, 8, 10-12 and 19, 20 and 22-24 have been cancelled, the rejection based upon WILLIAMS et al. is moot. Applicants respectfully traverse the rejection of pending claims 1-5, 13-17 and request reconsideration and withdrawal of all outstanding rejections for at least the following reasons.

2. THE WEBER PATENT

In the above-referenced Official Action, the Examiner has cited the WEBER et al. reference as teaching the features of claims 1 and 13. WEBER et al. teach a note-taking system in which a data structure stores user-produced notes (*e.g.*, handwritten using a pen-based user interface), along with an address for referencing a portion of a recorded event to which the notes refer. *See e.g.*, Abstract. WEBER et al. does not disclose a system or method for developing and presenting adaptive, personalized, interactive multimedia applications or services of the type being claimed in the present application.

3. AMENDED INDEPENDENT CLAIMS 1 AND 13

Independent claim 1 is directed to a method for dynamically creating and delivering interactive personalized content in an electronic environment, and independent claim 13 is a computer readable medium claim that corresponds substantially to independent claim 1. More specifically, an embodiment of independent claims 1 and 13 is illustrated in Fig. 7. For the convenience of the reader, Fig. 7 is reproduced below:
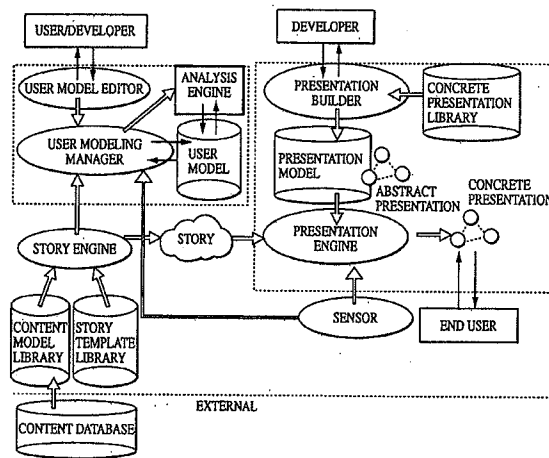
FIG. 7

In the embodiment illustrated in Fig. 7, a narrative framework that includes content elements is retrieved from a contents database. Each content element includes multiple types of representations having different media characteristics, and the content elements facilitate modification based upon a delivery context. An editing code segment which is part of a story engine sequences and edits the narrative framework, based upon a profile of a user, and creates a dynamically generated narrative or story. A user profile or model is created by gathering data from the user, analyzing a history of the user, monitoring data related to the user, and detecting patterns and trends of the user. The user profile is updated based on a user interaction history. A delivery context code segment which is part of a presentation engine modifies the dynamically generated narrative based upon the delivery context. A rendering code segment which is also part of the presentation engine renders the modified narrative for presentation to the user in accordance with the delivery context.

Unlike independent claims 1 and 13, WEBER et al. discloses a note taking device that displays user produced event data on a display screen. WEBER et al. does not disclose a system or method for developing and presenting adaptive, personalized, interactive multimedia applications or services that will result in a concrete presentation of a story which will vary depending upon the delivery context, as claimed by the Applicants. For example, the Applicants disclose and claim that an adaptive content presentation can be made depending upon the delivery context, which can include the end user device configuration, network bandwidth, etc. The content model, therefore, is able to offer alternative presentations of the content for the presentation generator to select from depending upon the delivery context. (See paragraph [0172] of the present application.) More specifically, the delivery context is controlled by rules that deal with the delivery environment, e.g., real estate allocated for a desk top versus a PDA (Personal Digital Assistant), connection protocol, browser, modem speed, etc. (See paragraph [0103] of the present application.)

It is respectfully submitted that WEBER et al. does not disclose the claimed delivery context features and that independent claims 1 and 13 are not anticipated by WEBER et al. Accordingly, independent claims 1 and 13 are patentable over WEBER et al.

4. THE DEPENDENT CLAIMS

With respect to dependent claims 2-5 and 13-17, Applicants assert that the dependent claims are allowable because they depend, directly or indirectly, from claims 1 and 13, respectively, which Applicants submit have been shown to be allowable.

Applicants further submit that each of dependent claims 4, 5, 16 and 17, which are directed to the claimed delivery context, are believed to recite further patentable subject matter of the present invention. As such, allowance of the dependent claims is deemed proper for at least the same reasons noted for the independent claims upon which they depend, in addition to reasons related to their own recitations.
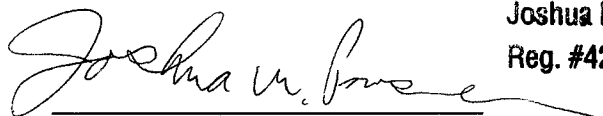
5. CONCLUSION

In view of the herein contained amendments and remarks, Applicants respectfully request reconsideration and withdrawal of previously asserted rejections set forth in the final Official Action of July 27, 2007, together with an indication of the allowability of all pending claims, in due course. Such action is respectfully requested and is believed to be appropriate and proper.

Any amendments to the claims in this Reply, which have not been specifically noted to overcome a rejection based upon the prior art, should be considered to have been made for a purpose unrelated to patentability, and no estoppel should be deemed to attach thereto.

If any extension of time is deemed to be necessary to maintain the pendency of the application, including any extension of time fees for entry of an Examiner's Amendment, the Patent and Trademark Office is hereby requested and authorization is hereby provided to charge any necessary fees to maintain the pendency of this application to Deposit Account No. 19-0089.

Should the Examiner have any questions concerning this Reply or the present application, the Examiner is respectfully requested to contact the undersigned at the telephone number listed below.

Respectfully submitted,
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